



TEXAS JUVENILE JUSTICE DEPARTMENT

TRANSFORMING YOUNG LIVES AND CREATING SAFER COMMUNITIES

Board Meeting

11209 Metric Boulevard, Building H, Ste. A
Lone Star Conference Room
Austin, TX 78758
Friday, June 16, 2017 – 9:00 a.m.

BOARD MEMBERS PRESENT:

Mr. Scott W. Fisher, Chairman
Chief Edeska Barnes
James Castro
Chief Pama Hencerling
Judge Lisa Jarrett
Chief Scott Matthew
MaryLou Mendoza
Judge Stephanie Moreno
Candy Noble
Allison Palmer
Judge Wes Ritchey
Jimmy Smith

BOARD MEMBERS ABSENT:

Judge Carol Bush

EXECUTIVE STAFF PRESENT:

David Reilly, Executive Director
Chelsea Buchholtz, Chief of Staff
Jeannette Cantu, Executive Assistant
Eleazar Garcia, Chief Internal Auditor
Mike Meyer, Chief Financial Officer
Terri Dollar, Director of Monitoring & Inspections

Jill Mata, General Counsel
Carolyn Beck, Director of External Relations
Tushar Desai, Director of Medical Services
Luther Taliaferro, Director of Education Services
Jim Southwell, Chief Information Officer

Other Guests Present

Jerome Williams, TJJD
Steve Jester, TPWF
Doug Vance, Advisory Council
Jim Hurley
Chris Mitchell, TX Youth Hunting
Kathryn Gray, TJJD
Stacey LaBarr, Guadalupe Co.
Stephanie Valdez, TJJD
Kaci Singer, TJJD
Christina Garcia, TJJD

Fred Meinke, TJJD
John Macey, TPWF
Jon Charles, BGC
Mark Gorman, Angelina Co.
Wallace Vernon, BGC
Todd Novak, TJJD
Diana Goodwin, TJJD
Karen Kennedy, TJJD
Johnny Thomas, TJJD
Emily Anderson, TJJD

Bill Bristow, Grayson Co.
Vivian Cohn, TJJD
Aris Johnson, Gregg Co.
Sterling Hodge, TJJD
Ross Worley, Smith Co.
Susan Humphrey, TJJD
Jeannette Lepe, TJJD
Amy Miller, TJJD
Ken Ming, TJJD
Debbie McDaid, TJJD

June 16, 2017
Board Meeting

Lori Robinson, TJJD
Seth Christensen, OOG
Ashley Kintzer, TJJD
Amber Gabler, TJJD
Matthew Benbow, Palo Pinto Co.
Bennie Medhim, Tarrant Co.
Karol Davidson, TJJD
Elizabeth Alamo, TJJD
Jenna Reblin, TJJD

M. Trubee
Kevin DuBose, TJJD
Emilio Mendoza
Ricardo Guerrero, Hidalgo Co.
James Morse, FPHR
Janet Vaughn
Steve Roman, TJJD
Lucy Rodriguez, TJJD
Maria Tissing, TJJD

Estela P. Medina, Travis Co.
Josh Bauermeister, TJJD
Corky Kuhlmann, TPWD
Israel "Buddy" Silva, Hidalgo Co.
Peter DiLillo, FPHR
Herbert Vaughan, TJJD
Judy McReynolds, TJJD
Jana Johnson, TJJD

Call to order

Chairman Fisher called the meeting to order at 9:04 a.m.

Prayer

Amy Miller, Special Grants Administrator, opened the meeting with a prayer.

Pledge

The Pledge of Allegiance and Pledge to the Texas Flag were recited.

Chairman Fisher started the meeting with introductions of the board members. He also introduced the new Chief Inspector General, Forrest Mitchell who came to TJJD from the Office of the Attorney General. Chairman Fisher acknowledged the recent attempted suicide and subsequent death of a youth in TJJD custody. He stated that investigations are ongoing. Chairman Fisher offered sympathy and condolences to the family.

Report from the Executive Director

Mr. Reilly welcomed the new board members, stating this is the first time in a few years that the agency has had a full board and he looks forward to working with each of them.

He regretted starting today's remarks on a very sad note of the recent suicide. On May 31, the youth who attempted suicide at the Ron Jackson facility passed away. Mr. Reilly stated that there is no greater responsibility in life than to care for someone else's child and in this sense, there is no greater tragedy than to lose a life. While nothing can be done to bring him back, the agency owes it to this youth, his family and all the children served today and in the future, to use this tragedy, learn from it, and to be better as a result.

Mr. Reilly stated he was grateful for the legislative team for seeing the agency through a challenging session. The agency was well organized for the session, having the same team as the previous session for the first time in many years made a significant difference in the agency's ability to support the legislative process. He thanked Carolyn Beck, Kaci Singer, Jill Mata, Nydia Thomas, Mike Meyer and Chelsea Buchholtz for their hard work during this session. There were many county chiefs who spent significant time at the capitol and the agency appreciates their efforts to help support the system.

Mr. Reilly stated that from a budget perspective, given the broader context of tightened revenue and budget cuts across almost all agencies, he believes the agency came out well. The agency secured funding in the supplemental bill which enabled the agency to avert a major fiscal crisis this year. Within the overall success the agency had, however, there are some operational areas that will still face

June 16, 2017
Board Meeting

significant challenges over the next few years for both state and county operations. Staff are working now to determine how best to mitigate those challenges and there are a few things that are already underway.

On the state side, he commended the work accomplished in bringing the overtime down. Staff have worked very hard to make overtime management a priority. Since the peak in the middle of March, through these efforts, the agency has brought JCO overtime accruals down by about 50%. Maintaining this will be the agency's priority.

During session, there was some discussion about the agency staffing levels, specifically at central office. Unfortunately there was no interest in supporting TJJD's request for additional direct care staff. The discussions about central office operations, however, triggered an agency decision to initiate an agency-wide functional review to examine functions, take stock of how resources are distributed and make sure we are using those resources (people and finances) as effectively as possible.

On the county side, baseline probation funding has also been reduced, driven by population projections which, statewide, show a reduction although not true for every county. The total reduction in the appropriation sources supporting most probation grants is about 4.5%. The agency will continue with the funding formula adopted last year, but will use all options available to minimize the impact of the system-wide reduction. The agency has been able to support county-specific needs for additional flexibility whenever asked, and will continue to look for ways to increase flexibility going forward. Relative to initial FY 2017 State Aid allocations: a projected 97 departments will experience a reduction of approximately 3.06%, six will see a greater reduction, 16 will see a lesser reduction, a projected 31 departments will experience an increase of approximately 0.98%, seven will stay flat or see a lesser increase, and 9 will see a greater increase. All of these issues will be discussed in more detail at the Post Legislative and Budget Conferences later this summer in Austin.

Jim Hurley, the agency's longtime communications director announced his retirement. Given budgetary limitations, fill Jim's position will not be filled. Instead, Carolyn Beck, the agency's current governmental relations specialist, will have an expanded role as the new director of external relations. She has experience with the media, having handled both functions previously at the Texas Alcoholic Beverage Commission before joining TJJD in 2014.

Mr. Reilly stated staff are currently reviewing applications for the senior director of probation and community services position and expect to conduct interviews and make a selection over the summer. As it relates to this division, the agency has placed 141 youth through the Regionalization effort in FY 2017. 75% of those placements are within the youths' home regions and 60% of discharges so far have been successful.

The agency is hosting a Legislative Stakeholders event at Giddings on June 28. This is an opportunity to highlight the implementation efforts of the Youth in Custody Practice Model (YICPM) and allow legislators, staffers and others associated with the legislative process tour the facility, observe the agency's progress, and discuss how they can participate in improving the lives of the youth we serve through the YICPM. The YICPM consultants will be in town for the event. The last site visit is in August and will conclude the 18-month relationship with the consultants overseeing the initiative. Throughout the 18 months, staff have conducted gap analysis for each practice area, received helpful technical assistance to help close these gaps and established a game plan for continued implementation. The

June 16, 2017

Board Meeting

agency looks forward to continued progress toward best practices. He said this initiative does not end now. In many ways, this is really the beginning.

Public Comments

There were no public comments.

Discussion, consideration and possible approval regarding excused absences

Judge Ritchey moved to excuse the absence of Judge Bush. Ms. Noble seconded. The motion passed.

Discussion, consideration, and possible approval regarding the March 23, 2017 meeting minutes

Chief Matthew moved to approve the minutes as presented. Judge Jarrett seconded. The motion passed.

Discussion, consideration, and possible approval regarding the March 24, 2017 meeting minutes

Judge Jarrett moved to approve the minutes as presented. Chief Matthew seconded. The motion passed.

Report from the Chief Financial Officer

Mike Meyer, Chief Financial Officer, provided an update on FY 2018-2019 appropriations which included the Appropriation Conference Committee decision points and resolutions and a comparison of FY 2016-2017 to FY 2018-2019 all funds appropriations (excluding the Office of the Ombudsman). Mr. Meyer also provided the status of the FY 2017 supplemental appropriations and operating shortfall and highlighted the FY 2017 expenditures and performance measures.

In response to a question by Chairman Fisher, Mr. Meyer stated that the difference between life/safety and deferred maintenance projects is a little gray. The HVAC system could be considered deferred maintenance but could later become more critical, which then becomes life/safety. Chairman Fisher also asked about the camera refresh project and Mr. Meyer informed him that did not get funded.

In response to a question by Mr. Castro, Mr. Meyer said that staff have asked for and received funds for camera replacements in the past. The agency's request for replacing the video surveillance system was \$7.9 million. What the agency typically receives in grants from the Governor's office is \$50,000. The agency certainly hasn't exhausted the grant resources that are out there, the agency just doesn't have the staff resources for that type of position within the agency.

In response to the request of Chairman Fisher, Mr. Meyer provided more detail of how the population affects the budget. He stated that the LBB creates a projection for the state residential population. Because the actual population is above those projections, as the agency enters the fiscal year, it enters at a deficit.

In response to the request of Chairman Fisher, Mr. Meyer clarified that the reduction to probation funds was as a result of the decision of the legislature, not a decision of the agency. He also clarified that last session, regionalization was funded but as a result of reducing probation funds. Mr. Reilly mentioned his recent conversation with Chiefs that he's known for some time and he was surprised to learn that there is a large part of the field that believes the agency makes the decisions regarding funding. He stated that staff will be working with the field to educate them of the funding process.

June 16, 2017
Board Meeting

Mr. Meyer provided closing remarks regarding the legislature and appropriations process. Chairman Fisher stated that this was a significant year for the agency as to the tone of the legislature. Mr. Castro asked what that would be contributed to and Chairman Fisher stated the consistency of the executive team. He stated that Mr. Meyer is well respected at the capitol.

Discussion, consideration, and possible approval regarding FY 2018 probation grant allocations (Action)

Mr. Meyer explained the probation grant allocations for FY 2018.

In response to a question by Ms. Palmer, Mr. Meyer explained that the juvenile population is determined by using the state data center. He also explained the difference between a referral and the population.

In response to a question by Chief Hencerling, Mr. Meyer stated that discontinuing the supplemental and emergent needs program is temporary. Chief Barnes stated the supplemental and emergent funds would also fund the ongoing discretionary state aid. Chairman Fisher stated there was a legislative reduction in the funding and the agency had some discretion about whether or not 100% of that reduction came out of the formula funding or the supplemental. The agency felt like it was least impactful to the counties to take it from formula funding. Those funds will be left in the realm of probation funding. The agency will not take funds from the county side and move it to the state side. Mr. Meyer clarified that while GAA rules would allow for limited transferability across Goals, it was not our practice to do so and has not been done in at least the past four years.

In response to a question by Chief Hencerling, Mr. Meyer stated there is a maximum put on basic probation because during the last legislative session, staff reported quite a lot on basic and less on community programs. During the process the legislature stripped a lot out of basic. Even though there is a maximum, if the department wants to go over it, staff will work with them on increasing that amount.

In response to Chairman Fisher's request, Chief Matthew stated that the impact varies by department size. He's from a large county where the bricks and mortar are provided by the Commissioners Court and when he needs a specialized program, he uses the allocated funds.

Judge Ritchey commended Mike Meyer and his staff for taking a bad situation and coming up with some great innovative solutions.

Because of the complexity of it, Chairman Fisher read the proposed resolution. Judge Ritchey moved to approve the resolution. Mr. Smith seconded. The motion passed.

Chairman called for a 10 minute recess.

Chairman Fisher wished Ms. Mendoza a happy birthday and provided her with a birthday card from the Board.

Chairman Fisher called upon Jim Hurley to recognize him on his retirement. He thanked him for his many years of service.

June 16, 2017
Board Meeting

Chairman Fisher announced the following committee assignments:

Trust Committee

Jimmy Smith – Chair
James Castro
Scott Fisher
Candy Noble
Allison Palmer

Finance & Audit Committee

Wes Ritchey – Chair
Carol Bush
Scott Fisher
Scott Matthew
Stephanie Moreno

Programs Committee

Edeska Barnes – Chair
James Castro
Pama Hencerling
Mary Lou Mendoza
Jimmy Smith

Safety & Security Committee

Lisa Jarrett – Chair
James Castro
Scott Matthew
Stephanie Moreno
Allison Palmer
Wes Ritchey

Executive Committee

Scott Fisher – Chair
Edeska Barnes
Lisa Jarrett
Candy Noble
Wes Ritchey
Jimmy Smith

Grayson County Juvenile Probation Department Equine Program

Chief Bill Bristow from Grayson County Juvenile Probation Department provided a presentation regarding their Equine Program.

In response to a question by Mr. Castro, Chief Bristow stated that each youth gets to interact with the horses on alternate Thursdays, 8 kids at a time.

June 16, 2017
Board Meeting

Report from the Advisory Council on Juvenile Services

Doug Vance, Advisory Council Chair, explained the purpose of the Advisory Council for the new board members and then summarized the topics from the last meeting of the council held on March 31, 2017.

Legislative update

Carolyn Beck, Director of External Relations, provided a summary of bills passed by the Legislature and sent to the Governor, that are of the highest interest to the agency whether because of their relevance or their impact to the juvenile justice system. She stated that in January, staff will begin working on the Strategic Plan.

Chief Hencerling commended Ms. Beck for her regular and informative updates that she has provided to the field.

Report from the Chief Inspector General

Chairman Fisher stated that he and Forrest Mitchell, Chief Inspector General, spent last week up in the north region visiting all the facilities in the area, Gainesville, McFadden Ranch, Willoughby House and Cottrell House.

Chief Mitchell presented the 3rd quarter report for the Office of the Inspector General (OIG) including analytics, intelligence and reporting, criminal investigations, and special investigative initiatives.

Chief Mitchell recognized Canine Officer Herbert Vaughan for his service and the service of his canine dog, Aruba. The OIG recently lost Aruba. Chief Mitchell provided Officer Vaughan a plaque.

Chief Mitchell talked about organizational changes and the structure of the OIG. He also talked about the agency's financial situation and the OIGs attempt to reduce costs through restricting the use of agency vehicles and mandating that fleet maintenance be done at the facilities.

At the request of Chairman Fisher, Chief Mitchell informed the board of his background in law enforcement.

Report from the Administrative Investigations Division

Kevin DuBose, Director of the Administrative Investigations Division, provided a summary of comparisons for the county investigations unit and the state investigations unit for the time period of September 1 through April 30.

In response to a question by Judge Jarrett, Mr. DuBose stated that in order to break down the youth-on-sexual-conduct allegations, staff would have to manually look at each county report in order to provide that information because the counties are not required to report by specific behavior. Jill Mata, General Counsel, said that we are thinking about the best way to provide this detail since it would require a manual process. Mr. Smith said that it seems like it would be easier to have the county break it down when it's reported. Ms. Mata stated this can be discussed in more detail at the next committee meeting.

In response to a question by Chief Matthew, Mr. DuBose stated the substantial increase in attempted suicides reports in 2017 is attributed to counties keeping more kids with mental health issues in the county facilities and also because there maybe one youth who attempts multiple times.

June 16, 2017

Board Meeting

Discussion, consideration, and possible approval regarding the FY 2018-2019 State Aid and Targeted Grants Contract (Action)

Amy Miller, Special Grants Administrator, thanked all of the members of the Probation and Community Services department who helped draft the contract. This document is an agreement between the agency and juvenile boards authorizing the disbursement of state funds to support local probation activities, and setting expectations and requirements for the use of those funds.

Ms. Miller explained the body of the contract and its requirements. She discussed the significant changes to the main body of the contract and to the summary requirements attachments.

Chief Barnes and Chief Matthew said these are great changes for the departments that will certainly simplify the process.

Ms. Noble requested that in the future, the word DRAFT on the documents not be bolded.

Ms. Miller stated that as of this date, staff was concluding its legal review but the documents had not been finalized. The resolution before the Board authorized TJJD's Executive Director to finalize and execute the State Aid and Targeted Grants Contract, and to craft and execute reasonable and necessary amendments during the course of the fiscal biennium.

Ms. Mendoza moved to approve the resolution. Chief Hencerling seconded. The motion passed.

Report from the Senior Director of State Programs and Facilities

Teresa Stroud, Senior Director of State Programs and Facilities, provided the board her report on the current population, residential programs, workers' compensation, and the family newsletter.

The supervision of halfway houses has moved to Alan ("Chip") Walters, Director of Halfway Houses and Operational Support. Mr. Reilly stated that due to the retirement of Ms. Lashbrook and the current budget situation, Mr. Walters will now oversee the halfway houses and will continue to provide operational support to State Programs and Facilities.

In response to a question by Mr. Castro, Ms. Stroud stated that when family day events are held, there is not always a family member who visits every child but the agency has a strong volunteer and mentoring program. Staff tries to have a volunteer or mentor there when family cannot be.

Report from the Director of Medical Services

Dr. Tushar Desai, Director of Medical Services, provided an overview of Medical Services, medical service indicators, moderate and serious injuries versus average daily population (ADP) in institutions, causes of serious injuries in institutions, mental health hospitalizations, emergency room visits and causes, hospitalizations and causes, outpatient surgeries, trend in youths on psychotropic medications, psychiatric appointments, in person psychiatric encounters versus telemedicine, medical appointments missed, pharmacy costs, and an update on the tattoo removal clinic.

In response to a question by Chairman Fisher, Dr. Desai confirmed that effective June 1, 2017 all youth in halfway houses will be covered by Medicaid for dental, medical and psychiatric services. Mr. Reilly added that Dr. Desai worked very hard with the Health and Human Services Commission to get this approved.

June 16, 2017

Board Meeting

Mr. Reilly stated that at the next board meeting, staff will be able to show a full year comparison for the moderate and serious injuries versus ADP in institutions.

In response to a question by Chairman Fisher, Dr. Desai stated that the number of kids shown to be on psychotropic medications, are the number of kids in TJJD's care on the medications, not the number of kids that entered TJJD on those medications. Dr. Desai stated that when they come in on the medication, they will continue on the same medications until they are reviewed by a physician. At that time, their medications may change.

In response to a question by Mr. Castro, Dr. Desai stated the medical and dental services provided to the youth are at the agency's expense as part of the UTMB contract, including pharmacy costs.

Chairman Fisher commented that telemedicine was a controversial issue in the past but for this agency, it's been a home run. Dr. Desai said that the controversy is when you see a youth on telemedicine, you are not able to prescribe controlled medications. Evaluating youth on telemedicine is now widely accepted.

Chairman Fisher commented that in FY 2009, the agency did not have a formulary and now it does. That's why you see the decrease in pharmacy costs over the years.

Dr. Desai recognized Jana Johnson and Amber Gabler for their work with the tattoo removal clinic. He thanked both of them for their commitment to ensuring the youth receive the services.

Discussion, consideration, and possible approval regarding the Orientation and Assessment Audit (Action)

Chairman Fisher announced that a committee made up of himself, Judge Jarrett, Scott Matthew and Jimmy Smith conducted the performance evaluation for Eleazar Garcia, Chief Internal Auditor the prior afternoon and it was quite a successful and very positive review.

Mr. Garcia stated the draft report for the orientation and assessment audit was conducted by Stephanie Valdez, Karen McCarther and Shannon Wyle. The overall objective is to determine whether controls related to Ron Jackson Orientation and Assessment operations and processes are in place. Strengths and best/good practices are identified in the report. Controls could be strengthened to ensure compliance with agency's policies and procedures and provide more cost effective practices. Policy and documentation of reassessments for multiple commitments can be strengthened. The Assessment Overview document should be updated to ensure requirement for youth assessments match expectations. Reviews of Daily Dorm Shift Logs can be strengthened to ensure youth are engaged in productive activities. Strengthening daily file reviews could help ensure appropriate services are provided to each youth while in the security unit. Management concurred with staff recommendations.

Chief Matthew moved to approve the audit report. Chief Barnes seconded. The motion passed.

Internal Audit status of projects

Mr. Garcia stated this report is normally presented in committee but as part of the requirement that they present it quarterly, it's being presented to the full Board. The current report identifies nine projects completed to date, six projects currently underway, and two pending projects. The quarterly report on Internal Audit performance measures was also presented.

Discussion, consideration, and possible final adoption of revisions to 37 TAC §380.8595, relating to Parole Completion and Discharge (Action)

Todd Novak, Manager of Reentry System and Parole Operations, stated that at the January 2017 Board meeting, this rule revision was approved by the Board for posting in the Texas Register for a 30-day public comment period. The comment period has ended. No public comments were received, and the staff has not recommended any additional changes. The staff now requests the Board's approval to adopt the final rule text.

Judge Ritchey moved to adopt the rule revision. Ms. Mendoza seconded. The motion passed.

Discussion, consideration, and possible approval to publish revisions to 37 TAC §343.230 (Specialized Housing) and §343.266 (Bedding) in the Texas Register for a 30-day public comment period (Action)

Chelsea Buchholtz, Chief of Staff, explained the staff's proposed revisions to the two rules and requested the Board's approval to publish the proposed revisions in the Texas Register for a 30-day public comment period.

Ms. Noble moved to approve publishing the proposed rules in the Texas Register for a 30-day public comment period. Chief Barnes seconded. The motion passed.

Update on Trust activities

Kathryn Gray, Staff Attorney, provided a brief overview of the Trusts for which the Board serves as Trustee. The Parrie Haynes Trust currently leases the Parrie Haynes Ranch to the Boys and Girls Club of Central Texas for various youth programs at the property.

Chairman Fisher told the Board this is a roughly 4,000 acre ranch that is part of a trust to benefit orphans of Texas for which the Board is trustee.

Discussion, consideration, and possible approval to authorize the Boys and Girls Club to host youth hunting events conducted by the Texas Youth Hunting Program at the Parrie Haynes Ranch (Action)

Ms. Gray stated The Texas Youth Hunting Program is a mentor based program for youth conducted by the Texas Wildlife Association and Texas Parks and Wildlife Department (TPWD). It provides opportunities for youth to learn about hunting wildlife in a safe environment. The program has its own insurance. In terms of liability concerns, the Trust is in a good position. Ms. Gray introduced Chris Mitchell from the TPWD, to speak on the program. He described the history and purpose of their program. The program consists of three components: the youth education, volunteers and land owners. Mr. Mitchell stated that all the kids are required to complete hunter education. TPWD is offering to Parrie Haynes, to assist them in achieving their wildlife objectives.

Mr. Smith provided some additional history of the Trust and stated that it is programs like this that keep youth out of TJJD.

June 16, 2017
Board Meeting

Ms. Noble asked if there were any objections from the parties involved in the Parrie Haynes Ranch that were in the audience. There was none.

Mr. Smith moved to approve the resolution. Ms. Noble seconded. The motion passed.

Discussion, consideration, and possible approval regarding requests to exceed appropriation transfer limitations (Action)

Emily Anderson, Director of Fiscal Affairs and Budget, stated this item is seeking approval to request to exceed appropriation transfer limits from a capital to a non-capital budget item should we need them in the budgetary strategy supporting youth supervision and food service.

Judge Jarrett moved to approve the resolution. Ms. Mendoza seconded. The motion passed.

A resolution was also presented for approval to request authority to exceed discretionary transfer limitations should staff identify some operating funds within a strategy to transfer funds the staff would bring that back to the Board for approval.

Chief Hencerling moved to approve the resolution. Judge Moreno seconded. The motion passed.

Acknowledgment of a Gift from Sheldon and Charlene Ledbetter (Action)

Ms. Anderson stated that Charlene Ledbetter donated a seven-piece drum set with an estimated value greater than \$500.00 for the Gainesville State School's music program.

Chief Matthew approved the resolution acknowledging the gift. Judge Ritchey seconded. The motion carried.

Discussion, consideration, and possible approval to publish revisions to 37 TAC §349.410, relating to Administrative Review and Appeal of Investigation Findings, in the Texas Register for a 30-day public comment period (Action)

Kaci Singer, Staff Attorney and Policy Supervisor, requested the Board's approval to publish the proposed revisions in the Texas Register for a 30-day public comment period. The provision that allows the designated perpetrator or administrative designee to submit an appeal to the State Office of Administrative Hearings (SOAH) to challenge the findings from TJJD's administrative review has been removed.

Chief Matthew moved to approve publishing the proposed rules in the Texas Register for a 30-day public comment period. Judge Jarrett seconded. The motion passed.

Discussion, consideration, and possible approval regarding the discipline of certified officers- Agreed Orders (Action)

- a. **Raymond Desir, Certification No. 30477, 17-30477-160361 (Brazos)**
- b. **Walter Parlins III, Certification No. 30563, 17-30563-160428 (Harris)**
- c. **Michael L. Richards, Certification No. 28151, 16-28151-160038 (Dallas)**
- d. **Erika Mendoza, Certification No. 27356, 17-27356 (Karnes/Wilson)**

Jenna Reblin, Staff Attorney, stated there a four agreed orders for discussion, if necessary.

In response to a question by Chief Matthew, Ms. Reblin stated the action from the department for Desir was a 10-day suspension, Parlins was counseled by a behavioral support team, Richards was a 15-day suspension and Mendoza was terminated.

Chief Barnes stated he would have to abstain from (b).

For item (b), Judge Jarrett moved to approve the agreed order. Ms. Mendoza seconded. The motion passed. Chief Barnes abstained.

For items (a), (c), and (d), Judge Ritchey moved to approve the agreed orders. Chief Hencerling seconded. The motion passed.

Discussion, consideration, and possible approval regarding the discipline of certified officers- Default Orders (Action)

- a. **Antoine Bolden, Certification No. 30767, 17-30767-170063 (Harris)**
- b. **Xavier Clark, Certification No. 28085, 17-28085-160428,170056 (Harris)**
- c. **Paul Cuellar, Certification No. 30911, 17-30911-160424 (Lubbock)**
- d. **Michael J. Dube, Certification No. 29753, 17-29753-160431,170012 (Bexar)**
- e. **Brandon Johnson, Certification No. 30919, 17-30919-160422 (Lubbock)**
- f. **Darian McGee, Certification No. 27385, 17-27385-160391 (Dallas)**
- g. **Amanda Reyna, Certification No. 23186, 17-23186-170006 (San Patricio)**
- h. **Jara Simonson, Certification No. 31181, 17-31181-160405 (Randall)**
- i. **Rene Sul, Certification No. 12457, 17-12457-170078 (Bexar)**

Judge Jarrett abstained from items (b) and (i). Chief Barnes abstained from items (a) and (b).

In response to a question by Ms. Palmer, Ms. Reblin stated that staff sends service by certified mail and regular mail. If the certified mail is returned undelivered but the regular mail is not, service is presumed to be effective. If the person does not timely respond, the Board can enter a default order.

For items (c), (e), (f), (g), (h), Chief Barnes moved to approve the default judgments. Ms. Noble seconded. The motion carried.

For items (a) and (b), Judge Ritchey moved to approve the default judgments. Ms. Mendoza seconded. Chief Barnes abstained. The motion passed.

For items (d) and (i), Ms. Mendoza moved to approve the default judgments. Mr. Smith seconded. Judge Jarrett abstained. The motion passed.

Chairman Fisher called for recess so the Board could convene in closed session at 12:41p.m.

Closed Session – Executive Session

- a. **§551.071 Consultation with attorney (see footnote)**
- b. **§551.072 Deliberation regarding real property (John C. Wende and Parrie Haynes trusts)**
- c. **§551.074 Discussion regarding personnel matters relating to the performance evaluation of the Chief Internal Auditor**

June 16, 2017
Board Meeting

Reconvene in open session, discussion, consideration, and possible approval regarding matters deliberated in closed executive session, if applicable (Action)

The Board reconvened in open session at 12:57p.m.

Adjourn

The Chairman adjourned the meeting at 12:57 p.m.